

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107

and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N #2004-1W-350-C

18 MARCH 2005

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), the South Carolina Coastal Zone Management Act (48-39-10 et seq.), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

MR. TOMMY R. HAWKINS
1034 LIVE OAK AVENUE
MONCKS CORNER, SOUTH CAROLINA 29461

for a permit to repair an existing bulkhead and breakwater, to add a swing boom, to construct a new bulkhead, a covered boat slip, fixed and floating docks, a boat ramp and an elevated deck with a boat lift underneath, to place riprap in and to perform excavation in waters of the

WEST BRANCH OF THE COOPER RIVER

at locations along the shoreline of the Old Pimlico Plantation house site in Pimlico Plantation, 1034 Live Oak Avenue in Moncks Corner, Berkeley County, South Carolina (Latitude 33.095833°, Longitude 79.952778°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 18 APRIL 2005

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of refurbishing and repairing an existing bulkhead and breakwater permitted under Department of the Army permits 77-2A-264 and #79-2R-171. The applicant is proposing to add an 8' x 48'

REGULATORY DIVISION

Refer to: P/N #2004-1W-350-C

18 MARCH 2005

fixed pier accessed by an 8' x 10' ramp and an 8' x 53' fixed pier accessed by a 15' x 10' deck to the outside of the breakwater with power, water and sewage connections and to add a 4' x 20' swing boom to the breakwater between the fixed piers as shown on sheet 2 of 5. The breakwater, swing boom and fixed piers will span the mouth of a cove. Within the cove, the applicant proposes to construct approximately 270 linear feet of new bulkhead. A 4' x 10' ramp will lead from the new bulkhead to a 35' x 18' covered boat slip. A 12' x 75' boat ramp and an elevated 16' x 20' deck with a boat lift underneath are also proposed. The project also includes performing excavation within the waters of the cove in an area measuring 110' x 75' to remove approximately 800 cubic yards of material. A long reach backhoe and a hydraulic excavator will be used and the material will be used as backfill behind the bulkhead. Any excess excavated material will be hauled offsite. Approximately 100 cubic yards of riprap will be placed against the bank in an area closest to the property owned by Rufus Wofford. The applicant proposes placing 555 cubic yards of riprap along the slope of bank in front of an existing portion of bulkhead underneath an existing house located on the side of the site closest to the property owned by James Snipes. On one side of the house, a 4' x 18' ramp will lead to an 8' x 40' floating dock. On the other side of the house, a 4' x 18' ramp will lead to an 8' x 30' floating dock. The purpose of the project is for recreational access to waters of the Cooper River by the property owner.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. This activity may also require evaluation for compliance with the S.C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S.C. Department of Health and Environmental Control. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification or the navigable waters permit must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact freshwater habitat upstream from estuarine substrates and emergent wetlands utilized by various life stages of

REGULATORY DIVISION

Refer to: P/N #2004-1W-350-C

18 MARCH 2005

species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public

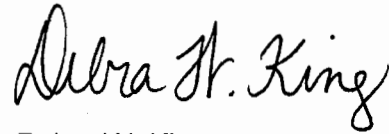
REGULATORY DIVISION

Refer to: P/N #2004-1W-350-C

18 MARCH 2005

interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

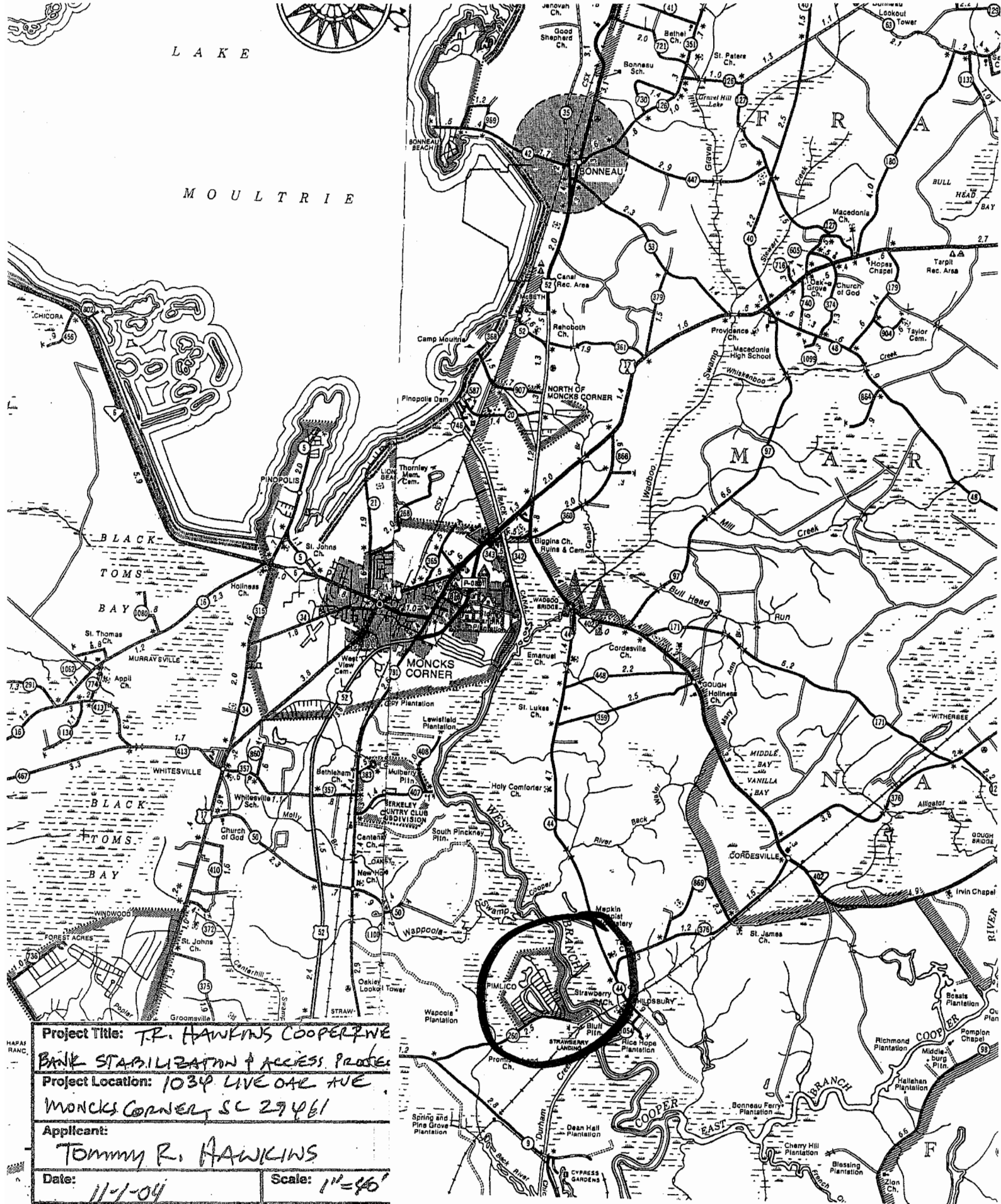
If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.

A handwritten signature in black ink that reads "Debra W. King". The signature is written in a cursive, flowing style.

Debra W. King
Project Manager
Regulatory Division
U.S. Army Corps of Engineers

LAKE

MOULTRIE



Project Title: T.R. HAWKINS COOPER RIVER

BANK STABILIZATION & ACCESS PROJECT

Project Location: 1034 LIVE OAK AVE

MONCK'S CORNER, SC 29461

Applicant:

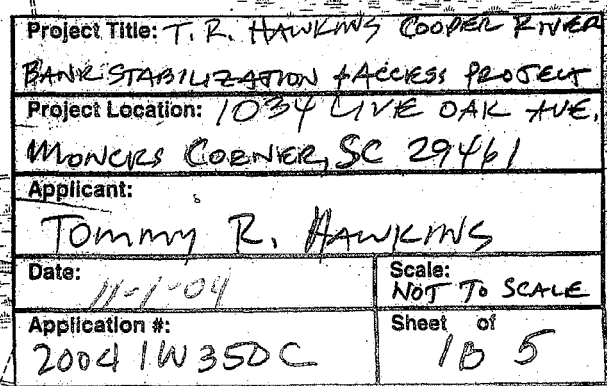
Tommy R. HAWKINS

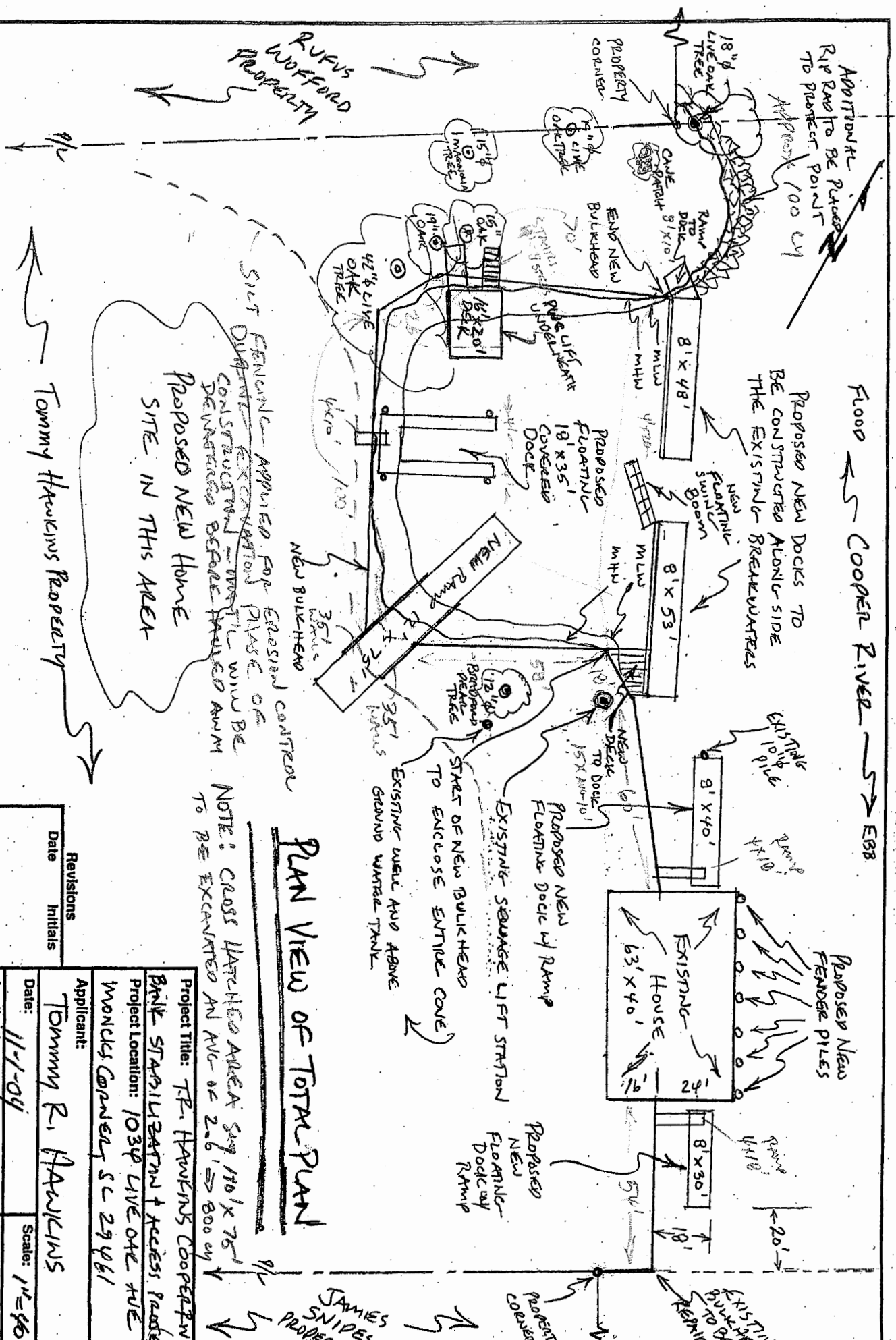
Date: 11-1-04

Scale: 1"=40'

Application #: 2004-1W-350-C

Sheet of 1A5



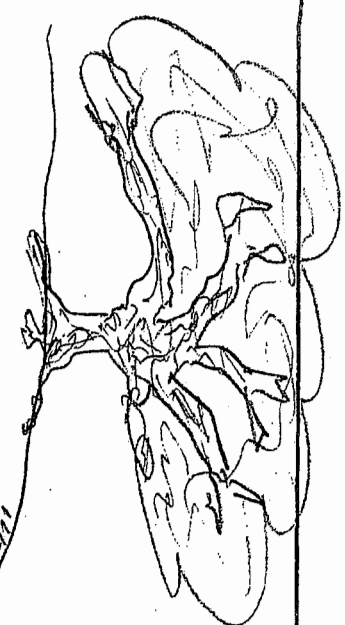


Plan View of Total Plan

NOTE: CROSS HATCHED AREA SHOWN TO BE EXCAVATED AND REMOVED BEFORE PROCEEDING WITH CONSTRUCTION OF PROPOSED NEW DOCKS TO BE CONSTRUCTED ALONG SIDE THE EXISTING BREAKWATER

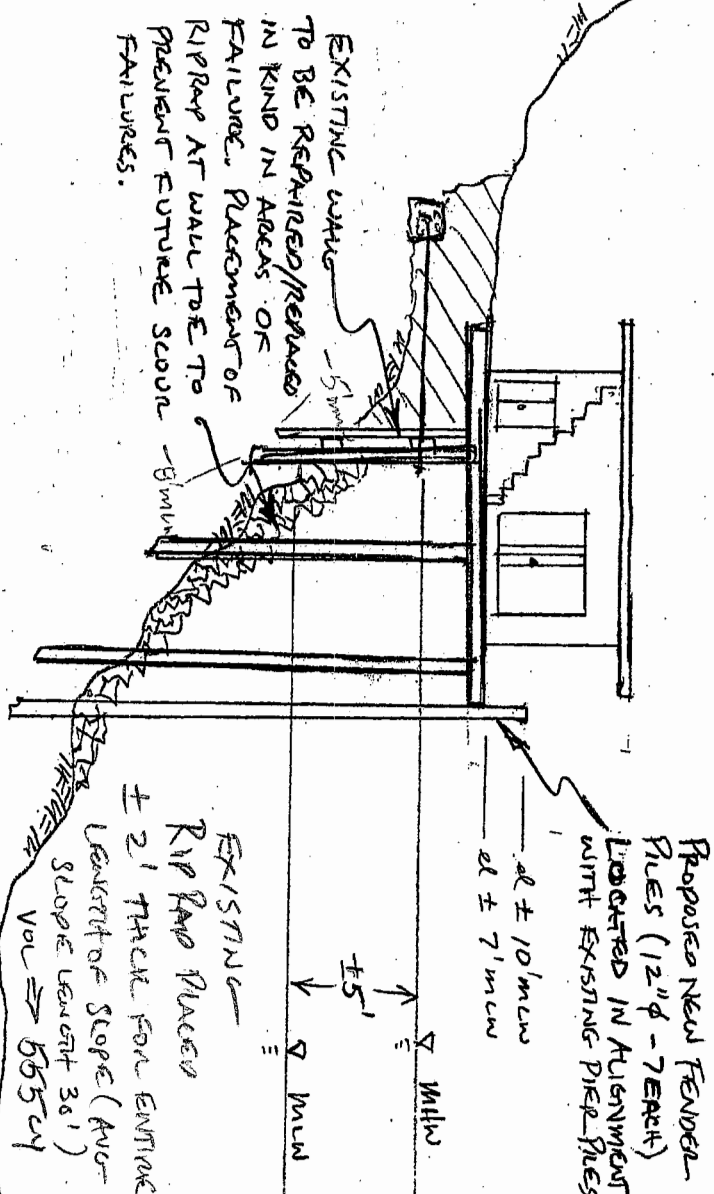
Revisions			
Date	Initials		
		Project Title:	TR. HAWKINS COOPER RIVER
		Project Location:	1034 LIVE OAK AVE MONCK'S CORNER, SC 29461
		Applicant:	Tommy R. Hawkins
Date:	11-1-04	Scale:	1"=40'
Application #:	20041W350C	Sheet of	2 5

TYPICAL SECTION DRAWN
LOOKING UPSTREAM @
EXISTING STRUCTURE



Notes:

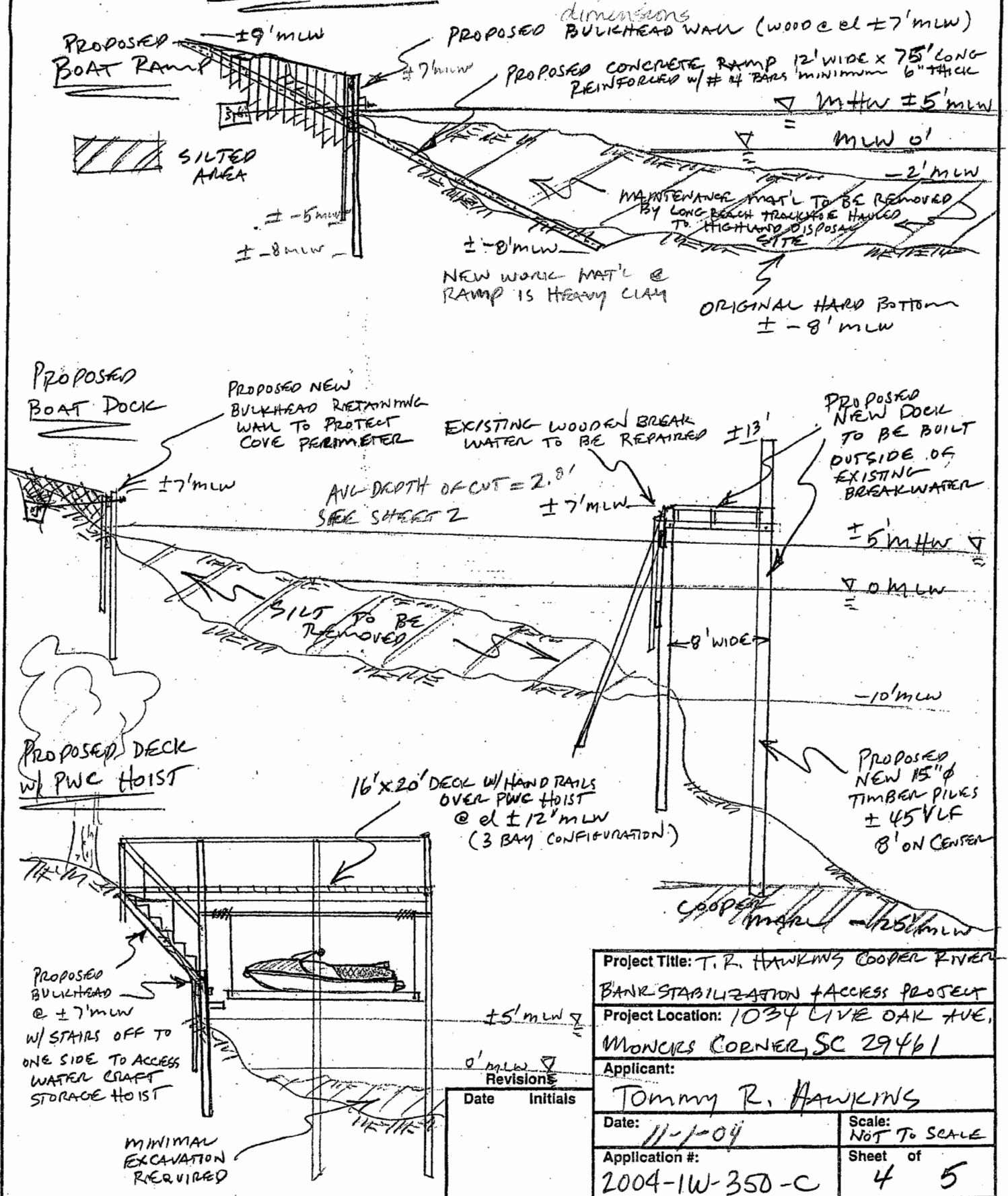
- NEW CONSTRUCTION MATERIALS CONSIST OF TREATED LUMBER WITH A 2.5 CCA TREATMENT.
- ALL HARDWARE WILL BE FUTURE STAINLESS STEEL OR HOT DIPPED GALVANIZED.
- RIP RAP WILL BE CURED NON-REINFORCED BROKEN CONCRETE.
- FLOATS FOR ALL FLOAT SUPPORTED STRUCTURES WILL BE CONSTRUCTED FROM HDPE MATERIALS.
- ALL CONSTRUCTION TECHNIQUES WILL COMPLY WITH ALL LOCAL, STATE AND FEDERAL REGULATIONS.



Original Account # 77-2A-264

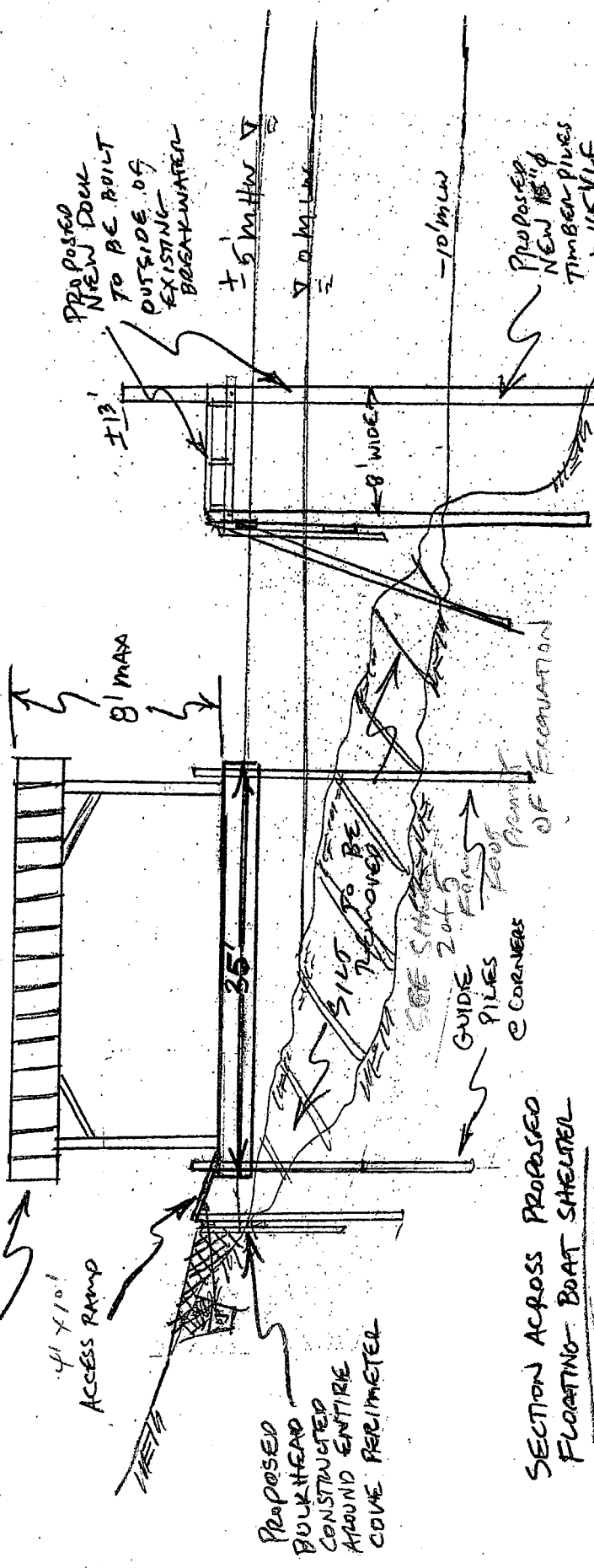
Revisions		Project Title: T.R. HAWKINS COOPERATIVE	
Date	Initials	BANK STABILIZATION & ACCESS REPAIRS	
Applicant: Tommy R. Hawkins		Project Location: 1034 LIVE OAK AVE.	
Date: 11-1-04		MONEY CORNER, SC 29461	
Application #: 20041W350 C		Scale: NOT TO SCALE	
		Sheet of 3 5	

TYPICAL SECTIONS (NOT TO SCALE)

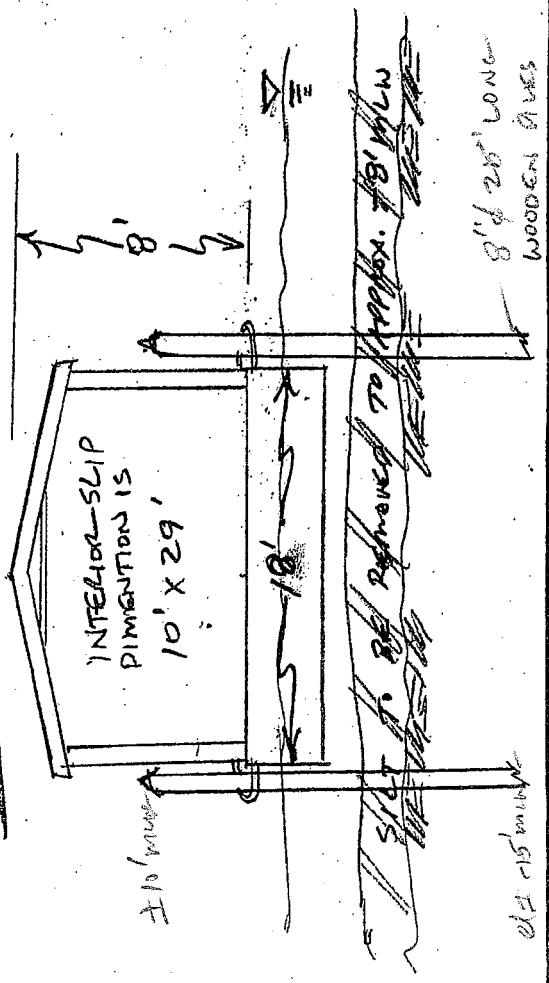


SECTION THROUGH CENTERLINE
OF FLOATING BOAT SHELTER

FLLOATING BOAT SHELTER
w/ METAL ROOF - 18' X 35'



SECTION ACROSS PROPOSED
FLOATING BOAT SHELTER



* DRAWN LOOKING
UPSTREAM

Project Title: T.R. HAWKINS COOPER FUEL
BANK STABILIZATION & ACCESS PROJECT
Project Location: 1034 LIVE OAK AVE.
MONCK'S CORNER, SC 29461

Applicant: Tommy R. HAWKINS

Date: 11-1-04
Application #: 20041W350C

Scale: NOT TO SCALE
Sheet of 5

Revisions	Initials
Date	